

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

**CARMIGNAC GESTION, S.A.,**

Plaintiff,

v.

PERRIGO COMPANY PLC, et al.,

**Defendants.**

ECF Case  
Document Electronically Filed

Civil Action No. 2:17-CV-10467-MCA-LDW

FIRST MANHATTAN CO.,

Plaintiff,

 $\mathbf{y}_i$ 

PERRIGO COMPANY PLC, et al.,

**Defendants.**

Civil Action No. 2:18-CV-02291-MCA-LDW

**MANNING & NAPIER ADVISORS, LLC,**

Plaintiff,

**v.**

PERRIGO COMPANY PLC, et al.,

**Defendants.**

Civil Action No. 2:18-CV-00674-MCA-LDW

### STIPULATION AND [PROPOSED] ORDER

WHEREAS, on August 27, 2018, the parties to the above-captioned actions entered into stipulations requiring defendants Perrigo Company plc (“Perrigo”), Joseph C. Papa, and Judy L. Brown (collectively, “Defendants”) to move, answer, or otherwise respond to the complaints in the above-captioned actions on or before November 6, 2018, which were so-ordered by the Court on August 28, 2018;

WHEREAS, on October 29, 2018, a complaint was filed in an action captioned *Nationwide Mutual Funds, et al. v. Perrigo Company plc et al.*, Civ. No. 2:18-cv-15382 (the “Nationwide Action,” and, together with the above-captioned actions, the “Actions”);

WHEREAS, the complaint in the Nationwide Action involves claims, allegations, and parties that significantly overlap with the claims, allegations, and parties described in the complaints in the above-captioned actions;

WHEREAS, the parties have agreed that Defendants shall move, answer, or otherwise respond to the complaint in the Nationwide Action on or before November 20, 2018;

WHEREAS, the parties agree that, for purposes of judicial efficiency, the deadline for Defendants to move, answer, or otherwise respond to the complaints in the above-captioned actions should be extended from November 6, 2018 to November 20, 2018 so that the same response date and briefing schedule shall apply in the above-captioned actions and in the Nationwide Action; and

WHEREAS, after conferring, the parties hereto believe the below schedule is fair and reasonable.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by the parties hereto, through their undersigned counsel, as follows:

1. Defendants shall move, answer, or otherwise respond to the complaints in the above-captioned actions on or before November 20, 2018.
2. In the event that Defendants file a motion to dismiss in any of the Actions,
  - a. Defendants shall submit a single motion, a single opening brief, and a single reply brief addressing the allegations and claims that Defendants are seeking to have dismissed in any of the Actions and addressing the allegations and claims relevant to each of the Defendants;
  - b. Plaintiffs shall submit a single opposition brief addressing the allegations and claims that Defendants are seeking to have dismissed in any of the Actions and addressing the allegations and claims relevant to each of the Defendants;  
and
  - c. The following schedule and page limitations shall govern the Defendants' motion to dismiss:

<b>Document</b>	<b>Prior Deadline</b>	<b>Proposed Deadline</b>	<b>Page Limit (in a 12-point proportional font such as Times New Roman 12)</b>
Defendants' motion to dismiss	November 6, 2018	November 20, 2018	30 pages
Plaintiffs' opposition to Defendants' motion to dismiss	January 7, 2019	January 24, 2019	30 pages
Defendants' reply in further support of Defendants' motion to dismiss	February 6, 2019	February 25, 2019	15 pages

Dated: November 1, 2018  
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*Counsel for Defendant Judy L. Brown*

SO ORDERED THIS 5<sup>th</sup> DAY OF November, 2018

Jeda Dunn Wetters vsmj  
Hon. Madeline Cox Arleo  
United States District Judge